IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE KURIAN JOSEPH

MONDAY, THE 30TH JULY 2007 / 8TH SRAVANA 1929

WP(C).No. 29038 of 2004(F)

PETITIONER:

AMBALAVAYAL SERVICE CO-OPERATIAVE BANK LIMITED NO.F.7604, AMBALAVAYAL P.O., WAYANAD DIST. REPRESENTED BY ITS PRESIDENT K.R. RAMAKRISHNAN.

BY ADV. SRI.P.N.MOHANAN.

RESPONDENTS:
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1. **JOINT REGISTRAR OF CO-OPERATIVE SOCIETIES (G), KALPETTA, WAYANAD.**
2. **K.K. KUTTAN, KULATHARAYIL VEEDU, ARATTUPARA, KUMBLERY P.O., MEENMANGADI VIA., WAYANAD.**
3. **THE SECRETARY TO GOVERNMENT, CO-OPERATIVE DEPARTMENT, SECRETARIAT, THIRUVANANTHAPURAM.**

BY ADV. SRI.P.RAMAKRISHNAN.

THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD ON 30/07/2007,THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

W.P.(C). NO.29038/2004:

APPENDIX

PETITIONER'S EXHIBITS:

EXT.P.1: COPY OF THE CHARGE MEMO DTD. 14/11/2002 SERVED TO THE PETITIONER.

EXT.P.2: COPY OF THE REPLY DTD. 29/05/2003 SUBMITTED BY THE R.2.

EXT.P.3: COPY OF THE ORDER ISSUED TO THE R.2. DTD. 23/06/03.

EXT.P.4: COPY OF THE APPEAL PETITION FILED BY THE R.2. TO THE MANAGING COMMITTEE DTD. 16/07/03.

EXT.P.5: COPY OF THE ORDER OF THE PETITIONER BANK DTD. 12/08/2003.

EXT.P.6: COPY OF THE ORDER OF THE R.1. DTD. 31/03/2004.

EXT.P.7: COPY OF THE ORDER OF THE R.3. DTD. 17/09/2004.

RESPONDENT'S EXHIBITS: NIL.

//TRUE COPY//

prv.

KURIAN JOSEPH, J.

W.P. (C). NO. 29038 OF 2004

Dated this the 30th day of July, 2007.

J U D G M E N T

Petitioner approached this Court challenging Exhibit P7 order passed by the Government in the matter of disciplinary action initiated against the second respondent.

2. The writ petition filed by the second respondent as W.P.(C) No. 21263/2004 has already been disposed of, taking note of the fact that he had already expired and giving liberty to the legal heirs of the second respondent to move the Government.

In that view of the matter, it is not necessary for this Court to consider this matter on merits. The contentions are left open. However, it is made clear that in case the legal heirs of the second respondent approach the Government, the petitioner will also be afforded an opportunity of hearing.

This writ petition is disposed of as above.

KURIAN JOSEPH, JUDGE.

smp